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06                   UNITED STATES DISTRICT COURT  
07                   WESTERN DISTRICT OF WASHINGTON  
08                   AT SEATTLE

09       UNITED STATES OF AMERICA,                   ) CASE NO. CR06-106-RSM  
10    )  
11       Plaintiff,                                      )  
12    )  
13       v.    )  
14       JECER BELEN,                                    )  
15    )  
16       Defendant.                                      )  
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18    )  
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14       Offense charged:

15                   Conspiracy to Commit Bank Fraud

16       Date of Detention Hearing:   April 18, 2006

17                   The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
18                   based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
19                   that no condition or combination of conditions which defendant can meet will reasonably assure  
20                   the appearance of defendant as required and the safety of other persons and the community.

21       FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22       (1)     Defendant has been indicted for Conspiracy to Commit Bank Fraud with six co-

01 defendants. The defendants are alleged to have stolen checks from the mail, altered them, and  
02 deposited or cashed the checks at various financial institutions.

03 (2) Defendant's criminal history includes convictions for possession of stolen property,  
04 forgery, harassment and assault in the 4th degree. Defendant is currently on state court  
05 supervision and in non-compliance for failing to report and to obtain an anger evaluation. There  
06 is an active warrant from Pierce County and a previous warrant from Renton for failure to appear.

07 (3) Defendant was born in the Philippines. Defendant was not interviewed by Pretrial  
08 Services. There is no additional information available regarding his personal history, residence,  
09 family ties, ties to this district, income, financial assets or liabilities, physical/mental health or  
10 controlled substance use, if any.

11 (4) Defendant does not contest detention.

12 (5) Defendant poses a risk of nonappearance because of unverified background ties,  
13 a history of failing to appear, his status on state court supervision, and an active bench warrant.  
14 He poses a risk of danger due to criminal history and the nature of the current charges.

15 (6) There does not appear to be any condition or combination of conditions that will  
16 reasonably assure the defendant's appearance at future Court hearings while addressing the danger  
17 to other persons or the community.

18 It is therefore ORDERED:

19 (1) Defendant shall be detained pending trial and committed to the custody of the  
20 Attorney General for confinement in a correction facility separate, to the extent  
21 practicable, from persons awaiting or serving sentences or being held in custody  
22 pending appeal;

01 (2) Defendant shall be afforded reasonable opportunity for private consultation with  
02 counsel;  
03 (3) On order of a court of the United States or on request of an attorney for the  
04 Government, the person in charge of the corrections facility in which defendant is  
05 confined shall deliver the defendant to a United States Marshal for the purpose of  
06 an appearance in connection with a court proceeding; and  
07 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
08 counsel for the defendant, to the United States Marshal, and to the United States  
09 Pretrial Services Officer.

10 DATED this 18th day of April, 2006.

11   
12 Mary Alice Theiler  
13 United States Magistrate Judge  
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